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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/403,437	12/20/1999	ISA ODIDI	10914-11	7273

7590 11/10/2004

DINSMORE & SHOHL
255 EAST FIFTH STREET
1900 CHEMED CENTER
CINCINNATI, OH 45202

EXAMINER

BERKO, RETFORD O

ART UNIT	PAPER NUMBER
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1615

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DATE MAILED: 11/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary	Application No.	Applicant(s)	
	09/403,437	ODIDI ET AL.	
	Examiner	Art Unit	
	Retford Berko	1615	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Retford Berko. (3) Holly Kozlowski.
 (2) James Spear-Primary Examiner. (4) _____.

Date of Interview: 29 October 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: Discussed Second 37 CFR 1.131 Declaration submitted by applicant.

Claim(s) discussed: 1. - 35 Rob

Identification of prior art discussed: Sangekan (US 5,060,962), Stupak (US 5,062,117) and Zhang (US 6,083,532).

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

James M. Spear
 JAMES M. SPEAR
 PRIMARY EXAMINER
Au 1615

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant initiated phone call to discuss aspects of Sec. 1.131 Declaration tending to show : (1) non-equivalence of polymers and polymer combinations used by applicant for making controlled release drug delivery composition (2) support for applicant's position for differential rates of drug release incident to non-equivalence of polymers and/or their combinations as claimed by applicant and such differences distinguishes instant claims from the prior art and; (3) applicant's willingness to modify the independent claim 1 by substituting a specific polymer (ethyl-cellulose) for the polymer referred to as "first intelligent polymer" in claim 1 . The Examiners felt that this will narrow the scope of the claims and thereby make the claims consistent with support found in the disclosures in the specification.. In concluding the interview, the Examiners agreed with applicant that narrowing the scope of the claims as recommended, if found satisfactory to inventor(s) after consultation with attorney, may place the claims in a position to receive favorable consideration in the prosecution.